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1100 NEW YORK AVENUE, N.W.  
WASHINGTON DC 20005

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JAN 26 2007

**OFFICE OF PETITIONS**

In re Application of :  
JACKSON :  
Application No. 09/677,752 : DECISION GRANTING  
Filed: October 2, 2000 : PETITION  
Attorney Docket No. 2479.0050000/EJH/C-K :  
:

This is a decision on the petition, filed July 10, 2006, requesting that the above-identified application be accorded a filing date of October 2, 2000, rather than the presently accorded date of October 3, 2000. The petition is properly treated as a petition under 37 CFR 1.10(c).

Petitioner alleges that the application was deposited in Express Mail Service on October 2, 2000. In support, the petition is accompanied by a copy of Express Mail receipt No. EL 501 634 175 US (the same Express Mail number found on the original application papers located in the official file) showing a "date in" of October 2, 2000, which is verified by a stamped date by the United States Postal Service at Grand Central Station in New York, NY of October 2, 2000.

The Office considers the date the paper or fee is shown to have been deposited as "Express Mail" to be the "date-in" on the Express Mail label; MPEP 513. The evidence is convincing that the application was deposited as "Express Mail" with the U. S. Postal Service on October 2, 2000.

In view of the above, the petition is **GRANTED**.

Enclosed is a Corrected Filing Receipt.

This application file is being referred to the Group Art Unit 1645 for consideration of the December 29, 2006 response to the Notice of a Non-Responsive Amendment mailed December 1, 2006.

Telephone inquiries relating to this decision should be directed Denise Pothier at (571) 272-4787. Telephone inquiries related to OIPE processing should be directed to their hotline at (571) 272-4100.

*Frances Hicks*  
Frances Hicks  
Lead Paralegal  
Office of Petitions



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY.DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
09/677,752	10/02/2000	1645	1791	2479.0050000	14	105	8

CONFIRMATION NO. 5261

26111  
 STERNE, KESSLER, GOLDSTEIN & FOX PLLC  
 1100 NEW YORK AVENUE, N.W.  
 WASHINGTON, DC 20005

CORRECTED FILING RECEIPT



\*OC000000022103437\*

Date Mailed: 01/23/2007

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

**Applicant(s)**

W. James Jackson, Marriottsville, MD;

**Power of Attorney:** The patent practitioners associated with Customer Number 26111.

**Domestic Priority data as claimed by applicant**

**Foreign Applications**

**If Required, Foreign Filing License Granted:** 12/20/2000

**The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US09/677,752****

**Projected Publication Date:** None, application is not eligible for pre-grant publication

**Non-Publication Request:** No

**Early Publication Request:** No

**\*\* SMALL ENTITY \*\***

**Title**

CHLAMYDIA PROTEIN, GENE SEQUENCE AND THE USES THEREOF

**Preliminary Class**

536

**PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES**

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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Title 37, Code of Federal Regulations, 5.11 & 5.15**

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**NOT GRANTED**

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